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82-7565

17 June 1981

MEMORANDUM FOR: SA to the DCI for Compartmentation

FROM: [REDACTED]

Deputy Chief, Decompartmentation Control Staff

SUBJECT:

DCI Committee on Compartmentation Meeting, 16 June 1981

OS REGISTRY
FILE *See 18*

1. The 15th meeting of the DCI Committee on Compartmentation was held on 16 June 1981. The following attended:

COCOMP

NSA

Army

DIA

State

[REDACTED]

Chairman

Merrill T. Kelly

[REDACTED]

William P. Deary

[REDACTED]

USAF

Colonel Robert A. Shiver

FBI

James L. Butts

[REDACTED]

Navy

G. L. Berkin

[REDACTED]

Army

Major William H. Poage

DIA

Staff

Staff

Staff

[REDACTED]

2. The members were given copies of the Chairman's memorandum to the DDCI dated 9 June regarding the conclusions of the General Access Working Group, on which the DDCI wrote "Try again." They were also given copies of a memorandum from the Chairman of the Umbrella Working Group with a request that they pass them to their respective Working Group members. The latter memorandum requests Working Group members whose organizations oppose the Phase I approval to document their objections to it and present, if possible, ways that the concept can be made acceptable. [REDACTED] announced that his objective is to complete Working Group action on this item within two weeks. [REDACTED]

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25X1 3. The Chairman then described his understanding of the determination by the DDCI, with NFIB assistance, of the policy with regard to the Nondisclosure Agreement (NDA); that is, each agency must adopt a non-disclosure agreement which meets all of the legal requirements, including prepublication review. Such a nondisclosure agreement must not contradict or undercut any other nondisclosure agreement. The Chairman asked the members to advise [] how many copies they will require of the Nda, the indoctrination and debriefing forms, and the questions and answers related thereto. He pointed out that the questions and answers should be useful in any case, as they were vetted extensively both in government and in industry. [] commented that the Chairman's remarks have significance to him, in that he understood that the outcome of the NFIB meeting to be a requirement that everyone use the Nda, not an Nda. He also took notice of the fact that the CIA-produced Nda will replace the CIA-produced Form 4066. [] asked whether the wording of Form 4066 is now unacceptable, and if so, who should coordinate on a draft Nda. [] responded that Form 4066 is indeed unacceptable and suggested that any proposal for a different Nda be coordinated with [] security officer, the DoD legal staff, and the Security Committee, at minimum. []

25X1 4. [] then described the DDCI's decision on authority to accredit SCI facilities, that the status quo remains in effect and that no action is required by anyone. With regard to SCI security manuals, etc., he said the DDCI has directed him to proceed to "prepare and issue" an SCI security policy manual. He is to hold on the preparation of an administrative procedures handbook pending further instructions from the DDCI. The Chairman advised that it is his understanding that the DDCI considers the NFIB to be committed to cooperate in the SCI security manual endeavor. [] what the compartmentation of such a manual would be, and [] responded that the manual should be classified at the lowest level possible and compartmentation should be avoided if it can be. [] asked the members to review the previously disseminated table of contents for an SCI security manual and to call [] regarding any desired changes. He then will ask the COCOMP to approve the table of contents as a basis for preparation of the security manual. After approval of the table of contents, he will ask [] to chair a subcommittee to draft a manual. [] anticipates that the SECOM under [] will fall heir to this task, which may not be completed by the time COCOMP is deactivated. The Chairman added that it may be well to delay drafting certain sections of the manual until Executive Order 12065 has been revised. He recalled that [] comments at NFIB were very pertinent in that there is no point in protecting sensitive information in a paper format and not providing proper protection for electrically stored and transmitted material. He hopes that the next Executive Order will not appear to have been written by Theodore Roosevelt. []

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25X1 5. The Chairman then asked the members' assistance and the co-operation of the SIGINT Committee in getting the Imagery decompartmentment and the SIGINT manual issues ready for NFIB. Mr. Elder has advised that these issues will not be considered at the next meeting unless one of the scheduled draft estimates is not ready, but an estimate shortfall appears likely. In any event, members should be prepared to brief their principals so they will be prepared for possible NFIB consideration. []

25X1 6. [] announced that a quarterly report for the DCI will be prepared around the end of June and asked the members to call [] if they have input. He also asked the members to try to resolve the issue of the decentralization of authority for the release of decompartmented Imagery without going to NFIB. He expressed hope that this issue will not require as many drafts to resolve as the decompartmentation of Imagery. LTC Tucker reported that about one half of the COCOMP comments on the SISR Part II have been integrated into the draft. The Committee will meet tomorrow to try to resolve the others, and a redrafted manual is expected to come out of that meeting. The Committee hopes the draft can be sent to the DDCI by the end of the week. [] asked if the draft can be disseminated and briefed to NFIB principals in time for next Tuesday's meeting, and [] responded that he believed so. [] also said that the jurisdictional problem involving the Navy, the Department of Transportation, the Coast Guard, and the CIA has been resolved. [] asked whether the confusion about sanitization had been cleared up, and [] said that sanitization and decompartmentation are being dealt with as separate actions. []

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25X1 7. The meeting then turned to the paper on the decompartmentment of Imagery. [] briefed the group, saying that the new draft includes an Air Force alternate solution; the options have been expanded; DIA has made a few word changes; and the NIIRS term has been defined. He added that the paper attempts to lay out all the options in order to avoid red herrings being introduced later on and it tries to reflect accurately the DIA and COMIREX positions and the Air Force alternative. There is no effort made to reach conclusions or solutions because this will be left to NFIB and the DDCI. It is the Chairman's intention to provide the paper to the DDCI today. [] asked whether General Tighe still holds the objective of decompartmenting the primary film record (PFR), and [] answered in the affirmative. [] requested a word change in the draft in order to enhance its objectivity, and the change was adopted. []

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25X1 8. The discussion then turned to the seven basic criteria for Imagery sensitivity, and [] asked whether the other six criteria would remain viable if the NIIRS criterion were removed. [] commented that the other criteria are complicated compared to NIIRS.

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25X1 [] stated that he does not agree to striking NIIRS as a criterion, but he does not believe that there is anything sacred about any specific single NIIRS rating. He added that there are other criteria which may be just as important. Mr. Deary said it seems to him that the other criteria will have to apply to other than the primary film record (PFR) because most of those criteria apply to non-PFR material. He expressed the belief that the other criteria would help reduce the situation to manageable proportions. [] urged the Committee to get on with reaching conclusions about Imagery decompartmentation because we are delaying COMIREX from taking positive action. Mr. Kelly asked whether the decompartmentation of the PFR raises a greater risk than adhering to the NIIRS scale. [] responded that it does. Mr. Kelly then asked whether General Tighe is insistent upon making NIIRS the criterion. [] responded that General Tighe proposed NIIRS as the sole criterion; further, he said General Tighe believes that he was misinformed regarding the extent of decompartmentation of Imagery by an early report of the NFIB Working Group on Compartmentation. 25X1
25X1 [] is locked into decompartmentation of the PFR. [] expressed the belief that General Tighe may have refined his position after the briefing he gave the General in November. [] 25X1

25X1 9. [] raised the question of whether or not newly developed collection systems would be included in these rules. Mr. 25X1 [] said that some rather significant differences in the PFR may 25X1 exist in future systems. [] asked whether the paper before the group was acceptable, [] responded that he would like Mr. 25X1 [] to discuss the feasibility of several alternatives. He expressed concern that he might advise his principal to vote for a particular option, then have it develop that the option would not be feasible with reasonable time and effort. [] said Option 6 is the 25X1 only one that can be accomplished in the near future. The others will take a minimum of two years. He also commented that the adoption of Option 6 could lead eventually to Option 5. [] questioned reach- 25X1 ing Option 6 by adopting Option 5. [] then discussed changes 25X1 in procedures and machinery to permit withholding the release of items that do not qualify for decompartmentation. He explained that NIIRS catches more of these items than other criteria even though some of the others might be considered more critical. [] proposed that the 25X1 words "Develop a capability to..." be added to the beginning of Option 5, and this suggestion was adopted. [] then proposed to send 25X1 the paper to the DDCI, requesting his approval to disseminate it to NFIB members prior to its discussion by the NFIB. [] 25X1

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25X1 10. [] concluded the meeting by telling the members that the proposed DCID on Congressional access has been taken to Capitol Hill for review, and the SSCI has commented on the paper but HPSCI has not yet responded. He also told the members that previous editions of the Nondisclosure Agreement may now be destroyed. A decision on the destruction of other APEX-related material continues to await White House action on PD/NSC-55. []

25X1 11. The meeting adjourned at 11 o'clock. []

25X1 SA/DCI/[] cs

Distribution:

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1 - SA/DCI/C Chrono

1 - William P. Deary, INR/State

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1 - []

1 - Merrill T. Kelly, ACSI

1 - Col. Robert A. Shiver, USAF

1 - [] NSA

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